IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2540 OF 2005

Ms.Ankita Subhash Lotlikar & Ors. ...Petitioners

Versus

The State of Goa & Anr. ...Respondents

.....

Mr.S.G.Aney, Senior Counsel with Mr.A.M.Vernekar i/b Mr.H.D.Naik & Mr.Neelesh Takkekar for Petitioners.

Mr.M.B.D'Costa, Advocate-General for the State of Goa with Mr.J.A.Lobo, A.G.P. (State of Goa) and Mr.B.V.Phadnis for Respondents.

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CORAM: A.M.KHANWILKAR, &

DR.D.Y.CHANDRACHUD, JJ.

(VACATION JUDGES)

JUNE 2, 2005.

P.C.

1. Heard Mr.Aney for the Petitioners, Mr.D'Costa, Advocate-General for State of Goa.

2. This matter has been placed before this

Bench during vacation, pursuant to the direction given by the learned Chief Justice on 17th May 2005. However, Counsel appearing for the parties fairly accept that matter can wait till the re-opening of the Court i.e. 6th June 2005. This agreement is arrived at in view of the statement made by the learned Advocate-General that although C.E.T. results have been declared yesterday, no further steps will be taken by the competent Authority till the declaration of H.S.C. results by the Board, which are expected to be declared on or around 6th June 2005.

3. Learned Advocate-General further states that even if H.S.C. results are declared and the applications are processed, the competent Authority will not notify the final merit list till 10th June 2005. In that sense, it is agreed that the matter can be heard before the Goa Bench immediately on the re-opening on 6th June 2005.

4. Hearing of the matter will have to be deferred for the additional reason that State of Goa as well as the competent Authority intends to

file further affidavit on merits. That can be done on or before 6th June 2005.

5. Accordingly, the Registry shall place the matter before the Goa Bench as agreed between the parties on 7th June 2005. This agreement is arrived at as Brother Justice A.P.Lavande will not be sitting at Goa Bench after the re-opening and the two learned Judges available at Goa Bench can proceed with the hearing of the case.

6. In view of the assurance given by the Advocate-General, we proceed to pass the following order:

> Further affidavit, if any, to be filed by the Respondent be submitted on or before 6th June 2005.
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> Matter will be notified before the Goa Bench on 7th June 2005.
>
> Till 10th June 2005, the competent

Authority agrees not to publish the merit list, even if made ready by that date.

7. Office is directed to ensure that all relevant papers are forwarded to Goa Bench by tomorrow.

(A.M.KHANWILKAR, J.)

(DR.D.Y.CHANDRACHUD, J.)